



HIS MAJESTIES AP-
probation of the Actes underwritten:
At Holy-rude-House the 3. day
of Nouember, 1629.



FOR SOME E K L E as diuerse Com-
 plaintes hauing beene made vnto the
 Kinges Majestie, both by His Coun-
 sell and Clergie of this Kingdome: A-
 nent the great increafe and growth of
 Poperie and insolencies of persons po-
 pithlie disposed: His Ma. was pleased
 out of his Religious Princelie and Fa-
 therlie care, which hee hath euer had of
 the flourishing of the Gospel and true
 Religion, the good of the Church, and
 Peace of this his auncient Kingdome.

To appoint a meeting to bee kepted at *Holy-rude-house* in the Moneth
 of *July* last by past: His Ma. Counsell, the Archbishops and Bishops, and
 such Commissioners of their Dyocies, as they should thinke fittest, for
 resoluing vpon such solide and good courses, to bee prosecuted against the
 aduersars of Religion, as should bee thought meete for reclaiming of the
 tractable and obedient, and for censuring & repressing the stubburne and
 refractarie sort. Which meeting beeing accordinglie verie solemnelle
 kepted: And diuerse good actes and ordinances beeing made and set
 downe for the furtherance and aduancement of that good cause which
 his Ma. so earnestlie affectes. And the same actes beeing presented to
 his Royall consideration. It hath pleased his Ma. after due perusal ther-
 of, to giue his Royall approbation and allowance therevnto in the forme
 and tennour as they are here conceiued and set downe in order. And
 therefore the Lords of secreit Counsell according to his Ma. expresse
 warrand & direction in write, sent vnto them in this matter. Ordaines
 publication to bee made of the saids Actes by open Proclamation at the
 marcat Crosses of the head Borrowes of this Kingdome, and others
 places needfull. Wherethrough none pretend ignorance of the same.
 Of the which Actes the Tennour followes.

*Commission against Jesuites, Seminarie
and messe-Preafts, and others.*



FOR SOME ECKLE as altho all Jesuites Seminarie and messe priestes and excommunicate traffiquing Papistes are found and declared by diuerse Acts of Parliament & secreit Counsell to be most pernicious pestes in this commonweale & avowed enemies to Gods truth & all Christian Gouvernament, & that therfore they were by diuerse Acts & Proclamations made & published heretofore expresselie commanded and charged to haue departed foorth of this Kingdome within acertaine space now of a long tyme bygone, vnder the paine of death. Yet partlie vpon occasion of the comfort and countenance which they finde among numbers of his Majesties Subjectes of good qualitie beeing popishlie affected, And partlie by the negligence and ouersight of these. To whose charge the execution of the saides Acts and apprehension and punishing of the saides persones appertained. These Jesuites Seminary and messe Priestes hath taken the boldnesse and encouragement from tyme to tyme to repaire to this Kingdome where they busie themselves to corrupt and peruert the simple and ignorant people, both in their Religion and alledgeance.

And some of these Jesuites and messe Priests being craftie and politick heades and Traffiqueres in materes of state. They bend their whole endeoures by surmising and forging of lies and dispersing of brutes and Rumours of forren projectes and Resolutions among his Majesties Subjectes of better sort to distract them in opinions and affections, and to raise & Intertaine factions and sedition in the state. To the trouble and disturbance of his Majesties peace. For preuenting of whose Treasonable courses and preserving of his Majesties good Subjectes from the snares and dangers wherein these wicked politicke and buffie headed people will not fail to Inuolue them to their vtter wracke and vndoing.

The Lordes of secreit Counsell being assisted with a number of the Clergie and Commissioners from the seuerall Dyocies of this Kingdome whome his Majestie (Out of his most Religious and pious disposition towards the propagation and aduanceing of the Religion and suppressing of these pernicious and wicked Pestes by whom the Religion & Peace of the Kirk and Countrie, is so mightilie disturbed) Ordained to bee Conueined, hath giuen and granted and by the tennour heereof. Giueth and granteth full power and Commission expresse bidding & Charge to the persons Particularlie vnderwritin within the boundes following. They are to say, To *James Earle of Murray* his Majesties Lieutenant for the North partes of this Kingdome within the whole boundes of his *Lieutenentrie*, And to *John Bishop of Caithnes*, *John Sinclair of Rattir*, *williame Inneis of Sandside*, and *Dauid Sinclare of Din*, cunjunctlie and seueralie within the boundes of *Caithnes*, And to *Colline Earle of Seafort*, *Donald Lord of Rae*, *Sir Robert Gordoune*, Knight Barronner, *John Gordoune*, of

of Embo, Murray, of Spainsidail, James, Sutherland, Tutor of Duffus,
 Sutherland, of Clyne, John, Mackey, of Dillirait, and Angus, Mackey, of
 Boghous, conjunctlie & feuerallie within the bounds of Sutherland, & to the
 said Coline, Earle of Seaforth, Archibald, Lord of Lorne, John Bishop of the Isles,
 Sir Donald Medonnald, of Slatie, John Mackcland of Hereis, Hector Mackclaine,
 of Dowart, John Campbell appearand of Caddell, Sir Lauchlane Mackinnon,
 of Strathordail, Mackclaine of Coill, Mackclaine of Loch-
 bowie, Lauchlane Mackclaine of Moruerne, Stewart Tutor of Bute, &
 Mackneill of Barra, conjunctlie & feuerallie within the bounds of the
 Dyocie of the Isles. And to the said Coline Earle of Seaforth, Simion Lord Fra-
 ser of Lovat, Patrik Bishop of Rosse, John Erquhart Shiriffe of Cromartie,
 Rosse, of Pitcalnie, John Gordoun of Buckie, & Mr. Angus McIntosh Minister at
 Kingussie, And to the Prouest and Baillyes of Innerness, conjunctlie and fe-
 uerallie within the bounds of the Dyocie of Rosse, and to Sir John Grant of
 Freuchie, James Brodie of that ilk, Dumbar of Grange, Robert Innis of
 Balvenie, Rosse Barron of Kilranack, Leslie of Finnessie,
 and Patrick Grant of Easter Elchies, and to the Prouest and Baillyes of El-
 gine Forresse, Narne and Bamfe, conjunctlie and feuerallie within the
 bounds of the Shirifdomes of Elgine, Forresse, Narne and Bamfe. And
 to James Lord Deffurd, Alexander Maister of Forbes, Alexander Irwing of
 Drum, Sir Alexander Gordoun of Cluny, James Crichtoun of Fendraucht,
 Burnet of Leyes, John Forbes of Leslie, Sir James Gordoun appearand of Les-
 more, Andro Fraser of Muckalls, William Forbes of Tolquon, Thomas Fra-
 ser of Streachin, and Abercromie of Birkinbag, and to the Prouest
 and Baillyes of the Burgh of Aberdene, conjunctlie and feuerallie within the
 bounds of the Shirifdome Aberdene. And to John Earle of Kingorn, David Lord
 Carnegie, Sir John Scrimgeour of Duddop, Constable of Dundie, Linde-
 say of Edyell, Harie Wood of Bonnitoun, Grahame of Fintrie, Sir Coline Camp-
 bell of Lundie, Haliburtonne of Pitcur, Thomas Fotheringham of Powrie
 Crichtoune of Ruthuens, Alexander Arskeine of Din, Carnegie of
 Dinnechin. And to the Prouest & Baillyes of Dundie, Forfar, Brechin, & Monrose,
 conjunctlie and feuerallie within the boundes of the Shirifdome of Forfar.
 And to George Vicount of Dupplin, Lord high Chancellour of this Kingdome.
 William Earle of Menteith, President of his Majesties Counsell. John Earle
 of Atholl, James Lord of Cowper, Mounso Mr. of Stormount, Coline Campbell
 appeirand of Glenmorchie, Sir James Cambill of Lawers, Ogilvie of Inch-
 martine, Moncreife of that ilk: Sir William Stewart of Gairnetullie,
 Blaire of Batheyock, Mercer of Aldie, Campbell of
 Crounane, Mr. James Stewart of Ladywell, Commissar of Dunkeld, and
 Rattray of Craighall. And to the Prouest and Baillyes of the Burgh,
 of Perth conjunctlie and feuerallie within the bounds of the Shirefdome
 of Perth and Stewartries of Stratherne and Menteith. And to John Earle
 Mare Lord high Thesaurer of this Kingdome, the said William Earle Men-
 teith Alexander, Earle of Linlithgow, Sir Archibald Stirling of Keir,
 Murray of Poumais, and Drummond of Carnok, and to the Prouest
 Baillyes of Stirling, conjunctlie and feuerallie within the boundes of
 the Shirefdome of Striuling. And to John Earle of Rothesse, John Lord
 weimes,

Weimes, Lord *Burrie*, Robert Lord *Melville*, Sir *Thomas Hope* of *Craighall*, Knight Baronnet Sir *John Scot* of *Scotstarbit*, Sir *George Erskine* of *Innertill*, Sir *Alexander Gibson* of *Durie*, Sir *James Learmonth* of *Balcommie*,
Leslie of *Newtowne*, *James Veems* appeirand of *Bogie*,
spots-Wood of *Dairfie*, *Lindesay* of *Balcarrasse*, & *Sandelands*,
of *S^t. Monmans*, and the Prouest and Baillies of the Borrowes and Townes
within the Shirefdome of *Fyfe*, conjunctlie and seuerallie within the whole
boundes of the said Shirefdome. And to *Thomas Earle* of *Haddingtoun*,
Lord priuie-seale *John Earle* of *Lauderdaill*, *James Lord Dalkeith*, *Thomas*
Lord Binning, *John Lord Hay* of *Yester*, *John Lord Torphichine*, *John Lord Cran-*
stoun, Lord *Ramsay*, Sir *Patrik Hepburne* of *VVauchtoun*, Sir *George*
Dundas of that ilk, Sir *John Hamiltoun* of *Prestoun*, Maister *Patrik Hepburne* of
Smetoun, Sir *James Richartson* of *Smetone*, Sir *James Mackgill* of *Cranstoun*,
Sir *John Dalmahoy* of that ilk, Sir *George Forrester* of *Corsterphine*, Sir *John*
Sinclare appeirand of *Hermistone*, and *Sinclare* appeirand of *Rosling*,
& the Prouest and Baillyes of the Borrowes of *Edinburgh*, and *Haddingtoun*
conjunctlie & seuerallie within the bounds of the Shirefdome of *Edinburgh*,
and Constabularie of *Haddingtoun*. And to *Alexander Earle* of *Galoway*,
VVilliam Vicount of *Drume-lanerke*, the Shireffes of *Dumfreis* & *Vigtonne*,
Hew Vicount of *Airdes*, his Eldest sonne *John Gordoun* of *Lochinvar*:
Sir *John Chartres* of *Amisfield*, Sir *Robert Grier* of *Lag*, *James Johnstone* of that
ilk, Sir *John Mackdowgall* of *Garthland*, *Vaus* of *Barnbarroch*,
Athounay of *Sorbie*, *Hew Gordoun* of *Grange*, & *Archibald Dumbare* of *Baldune*
and the Prouest and Baillyes of *Dumfreis* and *Kirkcudbright*, conjunctlie and
seuerallie within the bounds of the Shirefdomes of *Drumfreis* & *Stewarties* of
Kircubright & *Annerdaill*, and to *VVilliam Lord Kilmares*, *James Lord Rosse*,
Sir *George Elphinstoun* of *Bliths-wood*, Iustice Clerke, Sir *William Cuning-*
hame of *Caprintoun*, Sir *VValter Stewart* of *Minto*, *Ludovicke Haustoun* of that
ilke: *William Simple* of *Fowlewood*, *Steward* of *Castlemilke*, *Archibald*
Stewart of *Blackhald*, *Mare* appeirand of *Rowalland*, *John Birsebane*
of *Bishoptoun*, *Craufurd* of *Kilbirnie* *Tortersfeld* of *Douchen*,
Malcolme Craufurd of *Newtown*, and *Boill* of *Kelburne*, and the Prouest
& Baillyes of *Aire*, *Irwing*, and *Renfrew*, conjunctlie and seuerallie within the
bounds of the Shirefdomes of *Aire* & *Renfrew*. To passe, search, seeke and tak
all and sundrie Iesuities, Seminarie and messe-Priestes, and excommunicat
traffiquing rebellious Papists, where euer they may bee apprehended,
and whose names shall bee giuen vnto them by the Bishop of the Dyoc-
ie Moderator of the Presbyterie or any of the Ministers of the Presby-
terie, or whose names shall bee sent vnto them by his M^a. Counsell or
of whom they haue certaine knowledge themselues. And to put holde
and detaine them in sure firmance and captiuitie, aye and while order
and direction bee giuen for their punishment as accords. With power
likewise to the saides Commissioners conjunctlie and seuerallie, to haue
a speciall care and regarde within their seuerall bounds and offices, that
the superstitious going in pilgrimages to Chappels and Wells, which
is become so frequent in this Kingdome: To the great offence of God,
scandall of the Kirke, and disgrace of his M^a. Gouernament, be restrai-
ned.

ned. And for this effect that they cause diligent attendance be giuen at all such parts and places where this idolatrous superstition is vsed. And to take and apprehend all such persons of whatsomeuer ranke and qualitie whome they shall deprehend going in pilgrimage to Chappels & Wells, or whom they shall know themselues to bee guiltie of that cryme. And to commit them to Warde, and to detaine them therein; till ordour and direction bee giuen for their tryall and punishment conforme to his M^a. Lawes and acts of Parliament. And if it shall happen the saids Jesuites Seminarie and messe priestes and excommunicat Traffiquing and rebellious Papistes, or any of them for eshewing of apprehension to flie to strengthes or houses. With power to the saides Commissioners conjunctlie and seuerallie. To doe therein according as is prescribed by his M^a. Lawes in the case of rebellion. And generally with power to the saides Commissioners conjunctlie and seuerallie to doe exerce and vse all and fundrie others thinges which for apprehension of the saides Jesuits Seminarie and messe Priests excommunicat rebellious papists, & persons superstitiously going in pilgrimages to Chappels & wells by Law and consuetude of this Realme, may lawfullie be done: Firme and stable, holding and for to hold all and whatsomeuer thinges shall be lawfullie done heerein. And ordaines letters to bee direct charging Officers of Armes. To passe to the mercat Croces of the head Borrowes of the Shires Particularlie aboue-written. And there by open Proclamation. To make publication heereof and to command and charge all and fundrie his M^a. Leiges and Subjectes. To Reuerence, acknowledge, and obey, ryse concurre, fortifie and assist the saides Commissioners conjunctlie and seuerallie in all and euerie thing tending to the execution of this Commission. And for this effect, To conueene and meete with them at such dayes, tymes and places, as they shall bee aduertised by their missiue Letteres or otherwayes. And that effauldlie and truelie they concurre and joyne with them in the execution of this Commission. And doe nor attempt nothing which may imped or hinder the same or linger and delay the execution thereof. As they and euerie one of them will testifie their affection and good disposition to the true Religion, and punishing the Aduersars thereof. And vnder the paine to bee repute holden esteemed and persued as fauoreres, suppliers, and showeres of countenance and assistance to the saides Iesuites Seminarie and messe Priestes. and excommunicat rebellious Papistes, and to bee punished for the same accordingly. And to command and charge the saides Commissioners to accept this Commission in and vpon them, and faithfullie, carefullie, and duetifullie to execute the same. And to bee readie at all tymes as they shall be required or aduertised of the beeing of the saids Iesuites Seminarie and messe priestes and excommunicat rebellious papistes, in anie parte or place within the boundes allotted vnto them. To rise and goe forward for persute and apprehension of them as they will approue them-selues worthie of the trust reposed in them and will answere vpon the contrarie at their perrill.

COMMISSION AGAINST Refetters of Iesuites, Seminarie and messe Priestes.



Orsomeeke as although the refette, supplie, and intercom-
moning with Iesuites, Seminarie and messe Priestes, who
by diuerse Actes of Parliament were found and declared
to bee profest and avowed enemies to all Christian Go-
uernaments, hath beene verie straitlie prohibite and dis-
charged by manie good Actes of Parliament, Conuention and secreit
Counsell vnder certaine paines mentioned and contained therein. Not-
withstanding it is of trueth, that the refette, supplie and comforting of
these wicked and vnhappy people, is of late become to bee verie fre-
quent and common in this Kingdome, partelie vpon occasion of the
by-past connivence and ouer-sight giuen to persons offending in that
kinde, and partlie because particular Commssions hath not beene gran-
ted for trying and censuring of the saides Refettes. And the Lordes of
secreit Counsell finding that the saide refette is the chiefe and speciall
cause whereby these Iesuites and messe Priestes, are encouraged to re-
paire to this Kingdome, and to take the libertie to corrupt his Majesties
Subjects, both in their Religion and alledgance: Whereas if these refets
and starting hols were denyed vnto them, the Countrie would not bee
so farre infected and poysoned with their treasonable projectes and in-
sinuations. Therefore the Lords of secreit Counsell according to an
Act of Parliament made in the month of *Iunij* 1609 yeares. Ordaines
and commands all and sundrie Archbishops Bishops and Presbyteries
within the Kingdome. And with that, giueth and granteth vnto them full
power and commission: To calland conueene before them all and sundrie
persons refetters of Iesuites, Seminarie and messe Priestes, and excommu-
nicat rebels for poperie, and all sayers and hearers of Messe, at such dayes
and times as they shall appoint. And for this effect, to fence and hold
Courts, and to create Officers and members of Court needfull: And
the person or persons guiltie of the crymes aboue-written, or any of
them, to call and accuse, and to deduce and leade probation therevpon.
And to take cognition and tryall of the same, either by oath of partie,
or by witnesse. And incase any person refetter beeing lawfullie sum-
mound, to compeare and answere vpon the saide refette, will not with-
standing wilfnllie absent himselfe and shune his tryall, & so take the cryme
vpon him, that in that case they hold him as confest: Prouiding alwayes
that the name of the partie refette bee speciallie condiscended vpon, and
the refette to haue beene within the space of a yeare. And the saide
tryall or probation beeing taken, that they report the same to his M^a.
priuie Counsell or Aduocat, to the intent the persons guiltie may bee
called to their answere, and accordinglie punished. With power like-
wise

wise to the saids Archbishops Bishops & Presbyteries euerie one within there owne bounds and office. To call and conueene before them all & sundrie persons who against the tennour of the Act of Parliament made in the 1609 yeare of God. Refuseth to communicat and to take tryall and Cognition of their refusall. And if vpon due tryall it shall bee found that they are none Communicants that they decerne them in the particular fynes and paines mentioned and prescriued in the said Act of Parliament. And that they report the processe of their proceedings against the saides none communicants to the Lordes of his M^a. priue Counsell. To the intent that the saides Lordes vpon Consideration of the proces, may direct letters for vplifting of the saids fynes to his M^a. vse. And that they may modifie the paines to bee imposed vpon Burgessees, seeing the same are left by the parliament to the modiefication of the saids Lords. And recommends to the saides Archbishops Bishops and presbyteries, to haue a speciall care to put this Commission to execution.

A PROHIBITION TO PERSONS vnder proces for popery to repair to Court.

FOR SOME EKLE as diuerse persons vnder proces for poperie verie frequentlie resorts to his M^a. Court and importuns his M^a. with their petitions. Therefore the Lordes of secreit Counsell prohibits and discharges all persons whatsomeuer beeing vnder proces for poperie, to resort or repair to his M^a. Court without licence had and obtained from the saides Lordes to that effect. Vnlesse his M^a. by a expresse warrand send for them or any of them vnder the paine to bee called persued accused and punished. As coutemners of the directions of his M^a. Counsell.

A Vvarrand to Judges of the circuit Courts to proceed against sayers and hearers of messe.

FOR SOME EKLE as by expresse warrand and direction from the Kinges M^a. some circuit Courtes are to bee holden in the seuerall Shirefdomes of this Kingdome by some of the Senatours of the Colledge of Justice, and the Lord Cheife Iustice of this Kingdome. And whereas the hearing and saying of messe is now become verie frequent and Common within this Kingdome. To the great offence of GOD scandell of the true Religion and disgrace of his M^a. gouernament. There the Lordes of secreit Counsell, Ordaines and cammandes that all the saides hearers and sayers of messe shall bee cited and warned to the saides courts to abyd their tryall and puishment for the saids crymes.

And that the probation to be vsed against them, shall bee by their owne oath or by witnesse at the discretion of the Iudge according to an Act of Counsell made to this effect. And that the punishment to bee inflicted vpon them shall bee by fynyng and confining. Conforme to an Act of parliament holden at Edinburgh in the moneth of *December* 1567 yeares. Or otherwayes according to the Act of Counsell.

An act anent the rents, liuing and goods of ex-communicat and rebellious Papists.

IORSOME EKLEas diuerse Petitions haue beene giuen into his M^a. and his counsell by excommunicat persons for poperie, and who are denounced Rebels for that cause, humblie crauing a competent allowance to bee modified vnto them foorth of their estates and liuing for their intertainment abroad during their banishment foorth of his M^a. dominions or during their remaining in Ward within this Kingdome. And his M^a. hauing considered of their petitions. And beeing carefull to reclaime them from their errours to the trueth. His M^a. out of his gracious bountie and clemencie toward them and vpon hope of their timelie reclaiming, hath ordained and by this present Act with the aduise of the Lords of his Priue counsell. Ordaines that the Rents and goods of all Papistes who will not conforme themselves to the true profest Religion, shall bee diuided in three parts. Whereof two shall whollie belong to his M^a. and shall bee intrometed with and vplifted to his M^a. vse. And the third part his M^a. doeth freelie bestow vpon the saides persons. Notwithstanding that by the Lawes of this Kingdome their whole Rentes and goods doe absolutelie belong vnto his M^a. And the Lordes of secreit Counsell being carefull to vnderstand the true worth of the saids persons their estates Liuing and goods. To the intent the two parts thereof forsaid may be intrometed with and vplifted to his M^a. vse. Therefore the saids Lords decernes And ordaines all & fundrie persons Papistes who will not conforme themselves to the profest true Religion. To giue vp to the saides Lords an inuentar of their goods and Rentall of their landes. With this speciall Declaration & prouision allwayes, that they finde a responsall person to bee answereable to the saides Lordes that the inuenter and Rentall so to bee giuen vp & exhibit by them are iust and true. And if any part thereof shall happen to bee concealed or omitted. That the portion so concealed shall bee irrecoverable lost to the person concealer during his none-conformitie wherein notwithstanding his M^a. Royall pleasure is such as immediatlie vpon their conforming to the profest Religion discipline and ordoures of the Church, that they shall enjoy their whole Rentes & goods from the dait of their said conuersion in all tyme thereafter.

*An act ordaining the Husband to bee answerable for the Wife;
if shee reject any Jesuites, Seminarie or messe Priests.*

FOR SOME EKLE as albeit the reſſet of Jesuites Seminarie and messe priestes hath beene oft prohibite and discharged by the Lawes of this Kingdome. Yet the execution of the saides Lawes is and hath beene illuded by the Wyfes of persons repute and esteemed to bee sound in Religion, who pretending misknowledge of the Actions of their Wyfes in these cases, thinkes to liberat themselves from the danger of the said reſſet. As if they were not to answer for their wyfes doinges. And vnder this collour and pretext, Jesuites and messe Priests are hoorded and fostered in diuerſe houses of the Kingdome, and occasion thereby offered to corrupt the Children and seruants of the saids houses in their Religion. For remeed whereof it is heereby declared & ordained that the husband shall bee answerable to his M^a. Counsell & Justice of this Kingdome, that his wyfe being a profest papist vnder proces for the same, shall not reſſet supplie nor intercommon with Jesuits nor priests. And that he nor shee shall not bee serued with papists and that none shall be admitted to their seruice, but such as haue a Testimoniall from the Minister where they dwell, that they are sound in Religion, vnder the paine contained in the Acts made against the reſsetters of Jesuites Seminarie and messe priestes, prouiding alwayes that if she doe anie thing to the contrarie heereof the husband shall acquaint his M^a. Counsell therewith wherein if he faillye he shalbe lyable to the said censure.

An act against excommunicat persons warded for Poperie.

FOR SOME EKLE as diuerſe persons excommunicat and rebels for poperie hath beene and are presentlie in Ward for that cause. And daylie importuns his M^a. Counsell for their reliefe. Therefore it is hereby declared and ordained that no excommunicat rebellious papist presentlie in Ward or who hereafter shall bee Warded for his religion, shall bee relieued out of Ward, but vpon conformitie or els vpon their voluntar offer of banishment out of his M^a. dominions vnlesse his M^a. giue his expresse warrand in the contrarie.

An act anent the education of Children.

FOR SOME EKLE as there hath beene diuerſe acts of parliament made in the tyne of our late Soueraigne Lord of blessed memorie one thereof in the parliament holden at Edinburgh in the month of October 1579 and the other in the parliament holden at Edinburgh in the moneth of Iuny 1609 anent the education of children. Which acts hath beene neglected, and hath not receiued execution these

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diuerſe yeares bygone ſo as through neglect thereof diuerſe youthes alſ well the ſonnes of Noble men as others, hath beene verie farre corrupted in their Religion. Therefore the Lords of ſecret Counſell, the Clergie & others aſiſting at this meeting. Ordains the ſaids acts of Parliament to bee put to due execution in all points conforme to the tennour thereof, and they recommend to the Biſhops and Miniſters to make a report to his M^a. Counſell of all ſuch Noble-men, and Barons children, whoſe parents are ſuſpect in Religion, and where they are bred in ſuſpect places

*A Charge againſt the Earle of Nithisdail
for exhibition of his Sonne.*

FOR SOME ECKLE as there hath beene diuerſe acts of parliament made by the Kings M^a. his deareſt Father of eternall memorie, anent the Religious education of Noble-mens children. Lik as the Kings M^a. himſelfe hath by diuerſe letters written to his priue Counſell, recommended the ſame vnto them. And whereas *Robert Earle of Nithisdail* is vehementlie ſuſpected in his Religion, and that the remaining of his Sonne in his companie may proue verie dangerous to the Youth, and now in his tender yeares infect and poyſon him with opinions wherefra it will bee difficill thereafter to reclaime him. Therefore ordaines letters to be direct, charging the ſaid Earle of *Nithisdail* to bring, preſute, and exhibite his ſaid Sonne before the Lords of priue Counſell vpon the _____ day of _____ to the intent ordour and direction may bee giuen for his breeding and education in the true Religion preſentlie profeſt, and by Law eſtabliſhed within this Kingdome, vnder the paine of rebellion & putting of him to the Horne, with certification, &c.

*A Charge againſt the Earle of Sutherland for
remouing of Sir Alexander Gordoun from
the Shireſſe Deputrie of Sutherland.*



OR SOMECKLE as there hath beene ſome acts of Parliament made by his M^a. deareſt Father, of bleſſed memorie, whereby perſons excommunicat and at the Horne for poperie, and who doeth not truelie profeſſe the Religion now eſtabliſhed within this Kingdome, are ſecluded from bearing of any publicke office or charge within the ſame, as the ſaids acts, eſpeciallie an act of the Parliament, holden in the month *Iunij 1609* beares. Notwithſtanding whereof is it of trueth that *Sir Alexander Gordoun* of *Neather-deane*, an excommunicat papist, and his M^a. rebell, and at the Horne for that cauſe, is perferred by _____ Earle of *Sutherland* Shireſſe principall of *Sutherland*, to bee his Depute of that Shireſdome, like as the ſaid *Sir Alexander* hath moſt vnlawfullie againſt the Law accepted

accepted that office vpon him, and sits and giues decreits and sentences, as if he were a lawfull Subject & Iudge, abusing thereby the place of justice, and vvronging his M^a poore Subjectes, vvhose decreits and sentences recouered before him, are reduceable, and are like to bee brought in question. Therefore the Lordes of secreit Counsell with aduice of the Clergie & others conueened at this meeting: Ordaines letters to be direct, charging the said Earle of *Sutherland* and his Tutours & Curators, if hee any hath to nominate and appoint some discret and lawfull person of sound Religion to bee his Depute in the said office of Shireffship, and to debarre and seclude the said Sir *Alexander* from all further vsing and exercising of that office within fiftene dayes next, after the said Earle his Tutours and Couratours beeing charged thereto, vnder the paine of rebellion and putting of them to the Horne, and if they faillye therein, the said space beeing by past, to denounce them rebels and put them to the Horne. And such like to command, charge and inhibit the said Sir *Alexander*, that he on no wayes presume nor take vpon hand to vse nor exerce the said office of Shireffe Depute at any time heere after, vnder the paine to bee called, persued, and censured as an usurper of our Soueraignes Lords Authoritie: And such like to command, charge and inhibit all and sundrie his M^a. Leiges and Subjects by open Proclamation at all places needfull, that none of them presume nor tak vpon hand to acknowledge or obey the said Sir *Alexander* as Shireffe Depute of *Sutherland*, or to giue sute and presence before him or to persue or defend in any actions or causes before him. Certyfiing them that faillyes or doeth in the contrair that not only shall all the decreetes and sentence to bee pronounced by him in these maters, be decerned and declared to haue beene and to bee from the beginning and in all tyme comming null, but with that they shall bee punished as wilfull acknowledgers of an vnlawfull Iudge.

Charges against the Earle of Caithnes, and Sir Alexander Gordoun.



orsomeckle as *George* Earle of *Caithnes*, and Sir *Alexander Gordoun* Knight, beeing both excommunicat papists and denounced rebels and at the horne for that cause, they not onlie continues vnder the fearefull sentence of excommunication but most contemnantlie lyes still at the horne continuing thereby both his M^a. Authoritie and the ordoures and censures of the Kirk. To the Encouragement of others to doe the lyke. Therefore the Lords of secreit Counsell ordains letters to bee direct charging the said Earle of *Caithnes* and Sir *Alexander Gordoun*. To compeare personallie before the saids Lords at an certaine day to be insert in the saids letters. To answere vpon their excommuniacion and rebellion and to vnderly such ordour as shall bee taken theranent. With certification to them and they faillye that letters of treason shall bee direct against them for randeriing of their houses, and entering of their persons in ward and that they shall bee thereafter persued with all extremitie and rigour.

An Act ordaining the names of the excommunicat Papists to bee affixed vpon the Tolbuith of Edinburgh.

THe Lords of secreit Counsell ordains the names of all the excommunicat papists giuen in at this tyme in an catologue & roll to bee affixt vpon the Tolbuith of *Edinburgh*. To the intent the Lords of Session and others his M^a. Judges & Commissioners vpon the objection of a partie and inspection of the Catologue, may refuse processe to the partie therein contained.

THe Lords ordains a missiue to be written to the Earle of *Murrey* recommending vnto him the execution of the Commissions against Iesuities Seminarie and messe Priests and excommunicat rebels within the bounds of his Commission.

An Act against the Merchants of Edinburgh posselt with the Earle of Caithnes Liuing.



Orsomeeple as the Lordes of secreit Counsell are surelie informed that some Merchants of *Edinburgh* are entrusted posselt with the estate & liuing of *George* Earle of *Caithnes* and *willam* Lord *Berridail* his Sonne with reseruatioun of a certaine proportion and part thereof allowed vnto the said Earle and his Son for their own intertainment which they peaceablie vplift at their pleasure. And vwhereas they are rebels and at the Horne at the instance of diuerse his M^a. good Subjects, and continues in their rebellion, as if they were not subject to King, law, nor Justice. Therefore the saids Lords declares and ordains that if the saids merchants who are entrusted and posselt with the estat and liuing of the said Earle of *Caithnes* and Lord *Berridail* will not vndertake to make them to compeare before the saids Lordes betwixt and the first day of *March* nixt come. That then a commission shall bee giuen to the Earle of *Seafort* or anie other whom his Ma. shall thinke fit for to persute of the said Earle of *Caithnes* and his said Sonne.

A direction to the Lord Gordoun concerning his Sonne.



He Lords ordaines and commandes *George* Lord *Gordoun* that with al conuenient & expedite diligence he send his Sonnes with a Tutour approuen by the Archbishop of *Saint-Androes* and his ordinar to be found in Religion, to *Saint-Androes* or *Cambridge* as it shall best please the said Lord: To the intent hee may bee there bredde and brought vp in the true Religion:

An

*A direction to Bishops and Presbyteries anent persons
suspect of Poperie.*



THE Lords ordaines all the Bishops and Presbyteries within this Kingdoms; to proceede against all rankes and conditions of persons suspect of Poperie vvith the Censures of the Church vvithout exception, vnder the paines contained in the Acts of Parliament.

*Anent citations and charges to bee vsed against
excommunicat Papists.*



THE Lordes ordaines all Summonds and Letters of Horning to bee direct against excommunicat persons dwelling on this side of *Dee* for their comperance before the saides Lords, shall bee execute vpon tenne dayes warning, and against these benorth *Dee*, vpon fiftene dayes warning

*Anent charges to bee direct against Ministers at the
instance of excommunicat Papistes.*



THE Lords of secreit Counsell Ordains that no letters bee granted against any Ministers at the instance of anie excommunicat or rebellious Papist, but vpon caution for payment of the Ministers expenssis, incase he succumbe in prouing of his complaint.

An Act ordaining all Bishops to reside in their Dyocies.



THE Lords of secreit Counsell ordaines and commands that all Bishops none residents with their Families in their owne Dyocies shall repare to their saids Diocies with all conuenient diligence. And there remaine and attend their charge. As they will answere vpou the contrare at their perrill.

FINIS

EDINBURGH

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